FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.59 OF 2006

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.P.D.Dalvi for the Petitioner.
Mr.D.R.More, APP. for the State.

CORAM : R.S. MOHITE,J.
DATED : 20/1/2006.

P.C.

1. This petition impugns an order passed by the J.M.F.C.Dapoli in Summary Case No.584/2002 issuing process against the petitioner and the order passed by the Addl. Sessions Judge, Khed in Criminal Revision Application No.45 of 2005 dismissing the revision application. On perusing the impugned judgment and order, prima facie, I am of the view that there is no perversity or error in the revisional order. The complainant alleged that Criminal Case No.584/2002 was filed against one Mustafa Patel under Section 138 of the Negotiable Instruments Act. The said

case was compromised and the Mustafa agreed to issue fresh cheques. Then fresh cheques were issued by the accused after compromise being effected. For the moment there is presumption in favour of the complainant that the cheques were issued for consideration. Not a fit case to interfere. Hence, petition rejected.

(R. S. MOHITE, J.)